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Attorneys for Defendants Carol Nelson and Stanley Nelson

**UNITED STATES BANKRUPTCY COURT
THE SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-1789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation of
Bernard L. Madoff Investment Securities LLC

Plaintiff,

v.

CAROL NELSON, individually and as joint tenant, and
STANLEY NELSON, individually and as joint tenant,

Defendants.

Adv. Pro No. 10-04377 (SMB)

IRVING H. PICARD, Trustee for the Liquidation of
Bernard L. Madoff Investment Securities LLC

Plaintiff,

v.

CAROL NELSON,

Defendant.

Adv. Pro No. 10-04658 (SMB)

**DECLARATION OF HELEN DAVIS CHAITMAN IN OPPOSITION TO TRUSTEE'S
MOTION IN LIMINE NUMBER 2, TO ADMIT THE FORMER TESTIMONY OF
FRANK DIPASCALI**

I, Helen Davis Chaitman, hereby declare, under penalty of perjury pursuant to 28 U.S.C. §1746, as follows:

1. I am a member of the bars of New York and New Jersey, and am admitted to practice in this Court. I am a member of Chaitman LLP, counsel for the Defendants Carol Nelson and Stanley Nelson (the “Defendants”).

2. I submit this Declaration in opposition to the Trustee’s Motion *in limine* number 2, to admit the former testimony of Frank DiPascali.

3. Attached hereto as **Exhibit A** is a true and accurate copy of excerpts from *U.S.A. v. Daniel Bonventre, et al.* 10 Cr. 228 (LTS) trial transcript dated December 16, 2013.

4. Attached hereto as **Exhibit B** is a true and accurate copy of excerpts from *U.S.A. v. Daniel Bonventre, et al.* 10 Cr. 228 (LTS) trial transcript dated January 13, 2014.

New York, New York
September 5, 2019

/s/ Helen Davis Chaitman

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